

FROM: WINSTON &amp; STRAWN LLP

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Britta HARDY et al.

Confirmation No.: 9624

Application No.: 10/821,283

Group Art Unit: 1653

Filing Date: April 9, 2004

Examiner: Karen C. Carlson

For: PEPTIDES USEFUL IN  
IMMUNOMODULATION

Attorney Docket No.: 85189-6100

PATENT & TRADEMARK  
OFFICEREQUEST FOR REFUNDMail Stop 16  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

BEST AVAILABLE COPY

Sir:

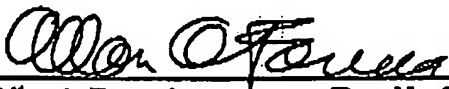
Applicants hereby request a refund of a portion of the fee charged in connection with the Request for Continued Examination (RCE) filed April 18, 2006. As small entity status was previously established in this application on filing, applicants respectfully request a refund of one-half of the \$790 fee charged to the Winston & Strawn LLP Deposit Account No. 50-1814 on April 19, 2006.

Please credit this refund in the amount of \$395 to Winston & Strawn LLP Deposit Account No. 50-1814.


Respectfully submitted,

April 24, 2006

Date

  
Allan A. Fanucci (Reg. No. 30,256)  
WINSTON & STRAWN LLP  
Customer No. 28765  
212-294-3311Certificate of Facsimile Transmission under 37 CFR § 1.8

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office, to facsimile telephone number 571-373-6500 on April 24, 2006.

  
Allan A. Fanucci

DC:464790.1



BEST AVAILABLE COPY

PTO/SB/30 (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

<b>REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL</b>  Subsection (b) of 35 U.S.C. § 132, effective on May 28, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995 See the American Inventors Protection Act of 1999 (AIPA).	Application Number	10/821,283
	Filing Date	April 9, 2004
	First Named Inventor	Britta HARDY
	Group Art Unit	2814
	Examiner Name	Karen C. Carlson
	Confirmation no.	9624
	Attorney Docket Number	85189-6100

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

**1. Submission required under 37 C.F.R. § 1.114**

- a. ☐ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on January 13, 2006.  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☒ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

**Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(f) required)
- b. Other \_\_\_\_\_

**3. Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1814
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Extension of time fee if required and not otherwise submitted (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☒ Any other fees required to process this submission
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2039 enclosed)

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name: Allan A. Fanucci, Reg. No. 30,256

04/19/2006 SZEWDIEI 00000079 501814 10821283

01 FC:1801 790.00 DA

Signature:

Date: April 18, 2006

Adjusted Date: 05/08/2006 SDIRETAI  
04/19/2006 SZEWDIEI 00000079 501814 10821283  
01 FC:1801 790.00 CR

NY:1024955.1

05/08/2006 SDIRETAI 00000002 501814 10821283

01 FC:2801 395.00 DA